

E-FILED on 9/21/2015

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

LENNIE LUAN LE and QUOC CHI TRAN,

Defendants.

CR-13-0076-RMW

STIPULATION BIFURCATING
FORFEITURE COUNTS AND WAIVING
JURY ON THE BIFURCATED COUNTS

The indictment in this case includes two forfeiture allegations. The first forfeiture allegation seeks forfeiture of property used in a gambling operation pursuant to 18 U.S.C. § 1955(d). The second allegation asserts forfeiture of proceeds of specified unlawful activity as called for under 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. 2461(c). The parties stipulate that these forfeiture counts can be bifurcated and tried by the court without a jury following the verdict in the trial of the first three counts.

1. The defendants Lennie Luan Le and Quoc Chi Tran hereby waive their right to a jury trial on the forfeiture counts;

2. The government consents to the jury waiver;

1 3. Mr. Le and Mr. Tran understand that they have the right to have the forfeiture allegations
2 tried by a jury;

3 4. Mr. Le and Mr. Tran understand that a jury trial would mean that the forfeiture allegations
4 would be tried by 12 people who must all agree on the verdict:

5 5. If the waiver is accepted, the court (judge) will try the case and make the decision on the
6 forfeiture allegations; and

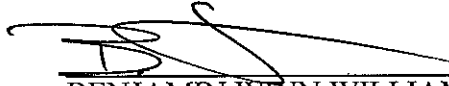
7 Counsel for Mr. Le and Mr. Tran confirm that they have discussed the advantages and
8 disadvantages of a trial by jury with their clients.

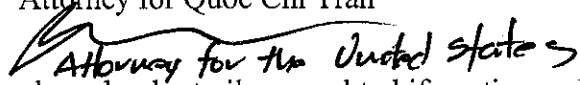
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10 DATED: September 21, 2015

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LENNIE LUAN LE

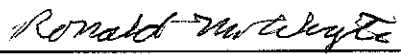
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JOHN J. JORDAN
Attorney for Lennie Luan Le

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QUOC CHI TRAN

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BENJAMIN WINN WILLIAMS
Attorney for Quoc Chi Tran

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21 I find that each defendant has knowingly and voluntarily agreed to bifurcation and knowingly
22 and voluntarily waived the right to a jury trial on the bifurcated forfeiture counts.

23 DATED: 9/24/2015

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25 RONALD M. WHYTE
United States District Judge